

Atty Docket No. 2307AA-031220US

PTO FAX NO.: 703-305-3014

ATTENTION: Examiner G. Ewoldt

Group Art Unit 1644

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF

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EXAMINER G. Ewoldt

AUG 15 2002

GROUP 160A

CERTIFICATION OF FACSIMILE TRANSMISSION**OFFICIAL**

I hereby certify that the following document(s) in re Application of Steinunn Baekkeskov et al., Application No. 08/838,486, filed April 7, 1997 for IMPROVED METHODS FOR THE DIAGNOSIS AND TREATMENT OF DIABETES is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal form (1 p.);
2. Response to Notice of Non-Compliant Amendment (2 pp.);
3. Copy of Amendment under 37 CFR 1.116 filed on October 9, 2001.
(10 pp.)

Number of pages being transmitted, including this page: 14

Dated: August 14, 2002


Paula Faulk Hurley

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY
RETURN FACSIMILE AT 650-326-2422**

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, CA 94111-3834
Telephone: 650-326-2400
Fax: 650-326-2422

I hereby certify that this correspondence is being sent by facsimile transmission to:

Examiner G. Ewoldt at Fax No.: 1-703-305-3014

On August 14, 2002

TOWNSEND and TOWNSEND and CREW LLP

By: Paula Ann Osterley

PATENT
2307AA-031220US
90-160-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steinunn Baekkeskov et al.

Application No.: 08/838,486

Filed: April 7, 1997

For: **IMPROVED METHODS FOR THE
DIAGNOSIS AND TREATMENT OF
DIABETES**

Examiner: Gerald R. Ewoldt

Art Unit: 1644

**RESPONSE TO NOTICE OF NON-
COMPLIANT AMENDMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Final Office Action mailed April 24, 2001, please amend this application as follows:

Paper 28 indicates that a CPA filed June 4, 2002 requested entry of an amendment dated October 24, 2001, but that no amendment was filed on that date.

In fact, the amendment was filed on October 9, 2001. A copy of that amendment is attached. The transmittal paper filed with the CPA should have requested that this amendment be entered.

Applicants also note for the record that the CPA was not filed June 4, 2002 as stated in Paper 28 but rather on October 24, 2001. An additional copy of the CPA that was filed was supplied at a later date.

Steinunn Baekkeskov et al.
Application No.: 08/838,486
Page 2

PATENT

In any event, applicants request the amendment of October 9, 2001 be entered and prosecution proceed with special dispatch per 37 CFR 1.607(b).

If the Examiner believes a telephone conference would aid in the prosecution of this case in any way, please call the undersigned at 650-326-2400.

Respectfully submitted,



Joe Liebeschuetz
Reg. No. 37,505

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Approved for use through 10/31/2002, OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Application Number

08/838,486

Filing Date

April 7, 1997

FAX RECEIVED

First Named Inventor

Baekkeskov

AUG 15 2002

Group Art Unit

1644

GROUP 1600

Examiner Name

G. Ewoldt

Total Number of Pages in This Submission

13

Attorney Docket Number

2307AA-031220US

ENCLOSURES (check all that apply)

 Fee Transmittal Form Assignment Papers
(for an Application) After Allowance Communication to
Group Fee Attached Drawing(s) Appeal Communication to Board of
Appeals and Interferences Amendment / Response Licensing-related Papers Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief) After Final Petition Routing Slip (PTO/SB/69)
and Accompanying Petition Proprietary Information Affidavits/declaration(s) Petition to Convert to a
Provisional Application Status Letter Extension of Time Request Power of Attorney, Revocation
Change of Correspondence Address Other Enclosure(s)
(please identify below): Express Abandonment Request Terminal Disclaimer

Copy of Amendment under 37 CFR 1.118

 Information Disclosure Statement Request for Refund

filed on October 9, 2001 (10 pp.).

 Certified Copy of Priority
Document(s) CD, Number of CD(s)Remarks
The Commissioner is authorized to charge any additional fees to
Deposit Account 20-1430. Response to Missing Parts/
Incomplete Application Response to Missing
Parts under 37 CFR
1.52 or 1.53

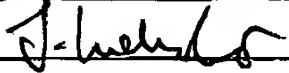
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
and
Individual name

Townsend and Townsend and Crew LLP

Reg. No. 37,505

Signature



Date

August 14, 2002

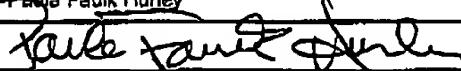
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Typed or printed name

Paula Faulk Hurley

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Date

August 14, 2002

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PA 3243049 v1